

REGULAR MEETING

April 8, 2014

7:00 p.m.

There being a quorum present, Mayor Saunders called the meeting to order at 7:00 p.m.

Council members present: Rick Neumayer, Greg Allen, Ann Fessenden, and Brandon Blue.

Absent: Bruce Franklin

Neumayer made a motion to approve the Consent Agenda to include the Minutes to the last meeting and budget review and payment of bills. Fessenden seconded the motion. Votes:

For – Neumayer, Blue, Allen, and Fessenden,

Against – None

Passed – 4-0

Public Comment:

None

Presentation of Proclamation to Kerens LadyCats Basketball Team was postponed until next month to accommodate several player's softball game.

The following Resolution was read for consideration:

RESOLUTION

**OF THE CITY COUNCIL OF THE CITY OF KERENS, TEXAS,
ACCEPTING THE WATER SYSTEM IMPROVEMENTS UNDER
THE CITY'S TEXAS DEPARTMENT OF RURAL AFFAIRS,
CONTRACT NO. 712159, AND AUTHORIZING FINAL PAYMENT
TO CAPPS-CAPCO CONSTRUCTION, INC**

WHEREAS, the City Council accepts the actual quantities and costs of said improvements pursuant to the final estimate of The C.T. Brannon Corporation, Consulting Engineers; and

WHEREAS, the City Council establishes the warranty period for said improvements; and

WHEREAS, the City Council authorizes final payment to be made to the construction Contractor.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERENS, TEXAS:

1. That the CITY accepts the project as constructed by the Contractor under the contract dated the 9th day of July, 2013, between the City of Kerens, Texas, and Capps-Capco Construction, Inc., as approved by a final inspection of The C.T. Brannon Corporation, Consulting Engineers.
2. That the CITY establishes the warranty period under the provision of the contract to be in effect commencing on this date and to remain in full force and effect until April 8, 2015 at 12:00 p.m., midnight. *(12 months from date of acceptance by City)*

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3. That the City authorizes payment to the Contractor of \$248,908.00 which represents the total cost of the project including all change orders.
4. That the City authorizes final payment to the Contractor as approved by The C.T. Brannon Corporation, Consulting Engineer in the amount of \$31,279.00, to be paid upon receipt of funds from the State and upon presentation to the City of an executed Affidavit of All Bills Paid, Statement of Construction Completion, and Change Order #1 by the Contractor.

Neumayer made a motion to pass and approve the Resolution as read. Allen seconded the motion. Votes:

For – Neumayer, Blue, Allen, and Fessenden,

Against – None

Passed – 4-0

Neumayer made a motion to accept the Public Utility Commission's 2014 Consumer Price Index adjustment of an additional 1 ¢ per line to Municipal Telecommunications Right-of-Way access line rates for 2014. Fessenden seconded the motion. Votes:

For – Neumayer, Blue, Allen, and Fessenden,

Against – None

Passed – 4-0

The following Resolution was read for consideration:

Resolution No. 14-0408

**Citizen Participation Plan & Complaint Procedures
Community Development Block Grant (CDBG) Program**

A resolution of the City of Kerens, Texas, to adopt a Citizen Participation Plan & Complaint Procedures.

WHEREAS, the City's participation in the Community Development Block Grant (CDBG) Program requires that it strive to develop a Citizen Participation Plan & Complaint Procedures that will outline the efforts made by the City to address needs and concerns identified for and by the community.

THEREFORE, the City Council hereby resolves to adopt a Citizen Participation Plan & Complaint Procedures attached hereto and incorporated herein and appoints the City Secretary to coordinate the City's Citizen Participation Plan & Complaint Procedures.

Neumayer made a motion to pass and approve the Resolution as read. Allen seconded the motion. Votes:

For – Neumayer, Blue, Allen, and Fessenden,

Against – None

Passed – 4-0

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Gloria Burrell addressed the council about the sewer backups that have dumped raw sewage in her back yard. Mayor Saunders promised her that we are working on the problem. The engineer is studying the problem and we are working with TxDot for permission to work under Hwy 31.

Ilona Turner began by thanking Officer Covey for helping her with her “nasty” neighbors stating that they had cleaned up their yard, but the house behind her is being neglected again. The shed needs to be torn down and the yard mowed. Officer Covey replied that the shed was in the works for demolition.

Operations

- **Code Enforcement** – Officer Covey reported that he had done 7 occupancy inspections, abated 4 junk vehicles, and written 4 citations for debris.
- **Water Dept.** – No major problems.
- **Sewer Dept.** – No new problems.
- **Street Dept.** – New gravel supplier as recommended by the county.
- **Police Dept.** – Chief Miers stated that he was glad to be back after his back surgery and that he would be at Chief’s conference all next week.
- **Animal Control** – Skunks again main complaints this month.
- **Court** – No problems to report.
- **Tax Dept.** – No report from Russell Hudson’s office, but last month’s report showed 86.31% of current taxes collected as of February 28th.
- **Office** – No problems to report.
- **Grants** – Beginning paperwork on new water sewer improvement grant. Chief has applied for another bullet-proof vest grant.
- **Economic Development** – No new information.
- **Long Range Planning** – No new information.

Neumayer made a motion to adjourn the meeting. Fessenden seconded the motion.
Votes:

For – Neumayer, Blue, Allen, and Fessenden

Against – None

Passed – 4-0

With no further business to transact, Mayor Saunders adjourned the meeting at 7:35 p.m.

Jeffrey Saunders, Mayor

Attest:

Cindy Scott, City Secretary